

UNITED STATES BANKRUPTCY COURT
MIDDLE DISTRICT OF PENNSYLVANIA
Harrisburg DIVISION

In re: Joseph Marlin Kilmer § Case No. 19-02790

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Debtor(s)

**CHAPTER 7 TRUSTEE'S FINAL ACCOUNT AND DISTRIBUTION
REPORT CERTIFICATION THAT THE ESTATE HAS BEEN FULLY
ADMINISTERED AND APPLICATION TO BE DISCHARGED (TDR)**

Kara K. Gendron, chapter 7 trustee, submits this Final Account, Certification that the Estate has been Fully Administered and Application to be Discharged.

1) All funds on hand have been distributed in accordance with the Trustee's Final Report and, if applicable, any order of the Court modifying the Final Report. The case is fully administered and all assets and funds which have come under the trustee's control in this case have been properly accounted for as provided by law. The trustee hereby requests to be discharged from further duties as a trustee.

2) A summary of assets abandoned, assets exempt, total distributions to claimants, claims discharged without payment, and expenses of administration is provided below:

Assets Abandoned: <u>\$94,652.00</u> <i>(without deducting any secured claims)</i>	Assets Exempt: <u>\$40,402.00</u>
Total Distributions to Claimants: <u>\$209,094.35</u>	Claims Discharged Without Payment: <u>\$223,762.82</u>
Total Expenses of Administration: <u>\$39,746.39</u>	

3) Total gross receipts of \$272,590.74 (see **Exhibit 1**), minus funds paid to the debtor and third parties of \$23,750.00 (see **Exhibit 2**), yielded net receipts of \$248,840.74 from the liquidation of the property of the estate, which was distributed as follows:

	CLAIMS SCHEDULED	CLAIMS ASSERTED	CLAIMS ALLOWED	CLAIMS PAID
SECURED CLAIMS (from Exhibit 3)	\$286,000.00	\$363,531.70	\$371,781.78	\$171,236.61
PRIORITY CLAIMS:				
CHAPTER 7 ADMIN. FEES AND CHARGES (from Exhibit 4)	\$0.00	\$39,797.20	\$39,797.20	\$39,746.39
PRIOR CHAPTER ADMIN. FEES AND CHARGES (from Exhibit 5)	\$0.00	\$0.00	\$0.00	\$0.00
PRIORITY UNSECURED CLAIMS (from Exhibit 6)	\$0.00	\$0.00	\$0.00	\$0.00
GENERAL UNSECURED CLAIMS (from Exhibit 7)	\$152,045.99	\$109,574.57	\$109,574.57	\$37,857.74
TOTAL DISBURSEMENTS	\$438,045.99	\$512,903.47	\$521,153.55	\$248,840.74

4) This case was originally filed under chapter 7 on 06/28/2019, and it was converted to chapter 7 on 12/27/2022. The case was pending for 15 months.

5) All estate bank statements, deposit slips, and canceled checks have been submitted to the United States Trustee.

6) An individual estate property record and report showing the final accounting of the assets of the estate is attached as **Exhibit 8**. The cash receipts and disbursements records for each estate bank account, showing the final accounting of the receipts and disbursements of estate funds is attached as **Exhibit 9**.

Pursuant to Fed R Bank P 5009, I hereby certify, under penalty of perjury, that the foregoing report is true and correct.

Dated: 03/27/2024

By: /s/ Kara K. Gendron
Trustee

STATEMENT This Uniform Form is associated with an open bankruptcy case, therefore, Paperwork Reduction Act exemption 5 C.F.R. § 1320.4(a)(2) applies.

**EXHIBITS TO
FINAL ACCOUNT**

EXHIBIT 1 – GROSS RECEIPTS

DESCRIPTION	UNIFORM TRAN. CODE ¹	\$ AMOUNT RECEIVED
112 Clover Lane, Port Royal, PA 17082-0000, Juniata County	1110-000	\$258,000.00
Deposit for real estate sale	1110-000	\$20,000.00
Deposit previously paid by buyer	1110-000	-\$20,000.00
2018 John Deere Tractor	1129-000	\$8,600.00
Moritz Gooseneck Flatbed Trailer	1129-000	\$2,250.00
Rent from tenant	1222-000	\$1,050.00
Tax Credits	1224-000	\$1,016.11
Frontier Blade	1229-000	\$240.00
John Deere quick hitch snow blower	1229-000	\$545.00
Escrow surplus	1290-000	\$889.63
TOTAL GROSS RECEIPTS		\$272,590.74
<i>¹The Uniform Transaction Code is an accounting code assigned by the trustee for statistical reporting purposes.</i>		

EXHIBIT 2 – FUNDS PAID TO DEBTOR & THIRD PARTIES

PAYEE	DESCRIPTION	UNIFORM TRAN. CODE	\$ AMOUNT PAID
Joseph Marlin Kilmer	Debtor's exemption, less rent received	8100-002	\$23,750.00
TOTAL FUNDS PAID TO DEBTOR & THIRD PARTIES			\$23,750.00

EXHIBIT 3 - SECURED CLAIMS

Claim No.	CLAIMANT	UNIFORM TRAN. CODE	CLAIMS SCHEDULED (from Form 6D)	CLAIMS ASSERTED	CLAIMS ALLOWED	CLAIMS PAID
	Mr. Cooper	4110-000	NA	\$166,257.72	\$166,257.72	\$166,257.72
2	Nationstar Mortgage, LLC	4110-000	NA	\$175,082.29	\$175,082.29	\$0.00
3	Deere & Company d/b/a John Deere Financial	4210-000	NA	\$17,191.69	\$4,978.89	\$4,978.89
7S-2	1st Source Bank	4110-000	NA	\$5,000.00	\$25,462.88	\$0.00
N/F	1st Source Bank	4110-000	\$60,000.00	NA	NA	NA
N/F	1st Source Bank	4110-000	\$36,000.00	NA	NA	NA
N/F	John Deere Credit	4110-000	\$17,000.00	NA	NA	NA
N/F	USAA Savings Bank	4110-000	\$173,000.00	NA	NA	NA
TOTAL SECURED			\$286,000.00	\$363,531.70	\$371,781.78	\$171,236.61

EXHIBIT 4 – CHAPTER 7 ADMINISTRATIVE FEES and CHARGES

PAYEE	UNIFORM TRAN. CODE	CLAIMS SCHEDULED	CLAIMS ASSERTED	CLAIMS ALLOWED	CLAIMS PAID
Trustee, Fees - Kara K. Gendron	2100-000	NA	\$15,692.04	\$15,692.04	\$15,641.23
Trustee, Expenses - Kara K. Gendron	2200-000	NA	\$433.25	\$433.25	\$433.25
Attorney for Trustee Fees - Kara Gendron	3110-000	NA	\$2,652.50	\$2,652.50	\$2,652.50
Auctioneer Fees - Lane Ryan Auctions	3610-000	NA	\$1,245.25	\$1,245.25	\$1,245.25
Auctioneer Fees - Lane Ryan Auctions LLC	3610-000	NA	\$16,792.15	\$16,792.15	\$16,792.15
Auctioneer Expenses - Lane Ryan Auctions	3620-000	NA	\$995.26	\$995.26	\$995.26
Costs re Sale of Property (closing costs, etc.) - Martson Law Offices	2500-000	NA	\$1,012.57	\$1,012.57	\$1,012.57
Bank Service Fees - Metropolitan Commercial Bank	2600-000	NA	\$92.18	\$92.18	\$92.18
Other State or Local Taxes (post-petition) - Pa Dept. of Revenue Bureau of Imaging & Document Management	2820-000	NA	\$32.00	\$32.00	\$32.00
Accountant for Trustee Fees (Other Firm) - Miller Dixon Drake, PC	3410-000	NA	\$850.00	\$850.00	\$850.00
TOTAL CHAPTER 7 ADMIN. FEES AND CHARGES		NA	\$39,797.20	\$39,797.20	\$39,746.39

EXHIBIT 5 – PRIOR CHAPTER ADMINISTRATIVE FEES and CHARGES

PAYEE	UNIFORM TRAN. CODE	CLAIMS SCHEDULED	CLAIMS ASSERTED	CLAIMS ALLOWED	CLAIMS PAID
		None			

EXHIBIT 6 – PRIORITY UNSECURED CLAIMS

CLAIM NO.	CLAIMANT	UNIFORM TRAN. CODE	CLAIMS SCHEDULED (from Form 6E)	CLAIMS ASSERTED (from Proofs of Claim)	CLAIMS ALLOWED	CLAIMS PAID
			None			

EXHIBIT 7 – GENERAL UNSECURED CLAIMS

CLAIM NO.	CLAIMANT	UNIFORM TRAN. CODE	CLAIMS SCHEDULED (from Form 6F)	CLAIMS ASSERTED (from Proofs of Claim)	CLAIMS ALLOWED	CLAIMS PAID
1	JPMorgan Chase Bank, N.A.	7100-000	NA	\$17,000.00	\$17,000.00	\$5,873.46
4	Portfolio Recovery Associates, LLC	7100-000	NA	\$4,030.43	\$4,030.43	\$1,392.50
5	Portfolio Recovery Associates, LLC	7100-000	NA	\$3,676.28	\$3,676.28	\$1,270.15
6	TCF Bank	7100-000	NA	\$64,404.98	\$64,404.98	\$22,251.76
7U	1st Source Bank	7100-000	NA	\$20,462.88	\$20,462.88	\$7,069.87
N/F	Barclays	7100-000	\$25,370.62	NA	NA	NA
N/F	Brightbill Bus Body	7100-000	\$12,000.00	NA	NA	NA
N/F	Capital One	7100-000	\$4,830.43	NA	NA	NA
N/F	Chase	7100-000	\$17,000.00	NA	NA	NA
N/F	Lake Ford	7100-000	\$2,000.00	NA	NA	NA
N/F	Register Chevrolet Inc.	7100-000	\$2,500.00	NA	NA	NA
N/F	Shipley Energy	7100-000	\$3,068.66	NA	NA	NA
N/F	Synchrony Bank	7100-000	\$3,876.28	NA	NA	NA
N/F	Synchrony Bank/Lenscrafters	7100-000	\$1,400.00	NA	NA	NA
N/F	TCF National Bank	7100-000	\$50,000.00	NA	NA	NA
N/F	USAA Savings Bank	7100-000	\$30,000.00	NA	NA	NA
TOTAL GENERAL UNSECURED CLAIMS			\$152,045.99	\$109,574.57	\$109,574.57	\$37,857.74

Form 1
Individual Estate Property Record and Report
Asset Cases

Exhibit 8
Page: 1

Case No.: 19-02790

Trustee Name: (580180) Kara K. Gendron

Case Name: Joseph Marlin Kilmer

Date Filed (f) or Converted (c): 12/27/2022 (c)

For Period Ending: 03/27/2024

§ 341(a) Meeting Date: 01/31/2023

Claims Bar Date: 06/23/2023

1 Ref. #	2 Asset Description (Scheduled And Unscheduled (u) Property)	3 Petition/ Unscheduled Values	4 Estimated Net Value (Value Determined By Trustee, Less Liens, Exemptions, and Other Costs)	5 Property Formally Abandoned OA=§554(a) abandon.	6 Sale/Funds Received by the Estate	Asset Fully Administered (FA)/ Gross Value of Remaining Assets
1	112 Clover Lane, Port Royal, PA 17082-0000, Juniata County	199,000.00	67,992.28		258,000.00	FA
2	2006 Chevy Silverado 2500, 200,000 miles	9,378.00	0.00		0.00	FA
3	2016 Turtle Top Bus Odyssey, 141,000 miles	58,500.00	0.00		0.00	FA
4	2006 Turtle Top Ford Odyssey, 547,000 miles	16,900.00	0.00		0.00	FA
5	Moritz Gooseneck Flatbed Trailer	3,000.00	0.00		2,250.00	FA
6	Box Trailer	500.00	0.00		0.00	FA
7	2018 John Deere Tractor	12,000.00	0.00		8,600.00	FA
8	Stove, Refrigerator, microwave, kitchen table/chairs, small appliances, utensils, dishes, pots/pans, glasses, sofa, chair end table, lamps, beds, dressers, nightstands, linens, towels, vacuum cleaner, washer/dryer	2,185.00	0.00		0.00	FA
9	TV, computer, printer, cell phone	985.00	0.00		0.00	FA
10	Steamer trunk	200.00	0.00		0.00	FA
11	Treadmill, old camera	100.00	0.00		0.00	FA
12	Normal wearing apparel	300.00	0.00		0.00	FA
13	Checking: Pennian	5,500.00	5,500.00		0.00	FA
14	Checking: Juniata Valley Bank	100.00	100.00		0.00	FA
15	Keystone Continental Destinations LLC, 100% ownership	1.00	0.00		0.00	FA
16	401 (K): Vested pension in payment status	1.00	0.00		0.00	FA
17	Customer list for business and PUC licence	1.00	0.00		0.00	FA
18	Int. in Ins. policies: USAA Term Life	1.00	0.00		0.00	FA
19	2 Turtle Top business 2016 and 2006 (already exempted)	0.00	0.00		0.00	FA
20*	INTEREST IN PROPERTY (u) (See Footnote)	0.00	0.00		0.00	FA
21	John Deere quick hitch snow blower (u)	0.00	0.00		545.00	FA
22	Frontier Blade (u)	0.00	0.00		240.00	FA

Form 1
Individual Estate Property Record and Report
Asset Cases

Exhibit 8
Page: 2

Case No.: 19-02790

Trustee Name: (580180) Kara K. Gendron

Case Name: Joseph Marlin Kilmer

Date Filed (f) or Converted (c): 12/27/2022 (c)

For Period Ending: 03/27/2024

§ 341(a) Meeting Date: 01/31/2023
Claims Bar Date: 06/23/2023

1 Asset Description (Scheduled And Unscheduled (u) Property)	2 Petition/ Unscheduled Values	3 Estimated Net Value (Value Determined By Trustee, Less Liens, Exemptions, and Other Costs)	4 Property Formally Abandoned OA=§554(a) abandon.	5 Sale/Funds Received by the Estate	6 Asset Fully Administered (FA)/ Gross Value of Remaining Assets
Ref. #					
23	Rent from tenant (u)	1,050.00	1,050.00		1,050.00 FA
24	Escrow surplus (u)	889.63	889.63		889.63 FA
25*	Tax Credits (u) (See Footnote)	0.00	0.00		1,016.11 FA
25	Assets Totals (Excluding unknown values)	\$310,591.63	\$75,531.91	\$272,590.74	\$0.00

RE PROP# 20 May 2023 Rent from tenants Richard and Valerie Price

RE PROP# 25 Tax credits from sale of real property.

Major Activities Affecting Case Closing:

11/22/23 Reviewing docket status re TFR not docketed by UST yet. KKG

Initial Projected Date Of Final Report (TFR): 10/31/2023

Current Projected Date Of Final Report (TFR): 10/31/2023 (Actual)

Form 2
Cash Receipts And Disbursements Record

Exhibit 9

Page: 1

Case No.: 19-02790 **Trustee Name:** Kara K. Gendron (580180)
Case Name: Joseph Marlin Kilmer **Bank Name:** Metropolitan Commercial Bank
Taxpayer ID #: **-***2402 **Account #:** *****5415 Checking
For Period Ending: 03/27/2024 **Blanket Bond (per case limit):** \$5,519,765.00
Separate Bond (if applicable): N/A

1	2	3	4	5	6	7	
Trans. Date	Check or Ref. #	Paid To / Received From	Description of Transaction	Uniform Tran. Code	Deposit \$	Disbursement \$	Account Balance
05/08/23	{23}	Richard H. Price	May 2023 rent	1222-000	350.00		350.00
05/31/23		Metropolitan Commercial Bank	Bank and Technology Services Fees	2600-000		5.00	345.00
06/16/23	{23}	Richard Price	June 2023 Rent	1222-000	350.00		695.00
06/30/23		Metropolitan Commercial Bank	Bank and Technology Services Fees	2600-000		5.00	690.00
07/07/23	{23}	Richard Rice	rent payment	1222-000	350.00		1,040.00
07/31/23		Lane Ryan Auctions	Personal property auction proceeds minus Auctioneer fees and exp		9,394.49		10,434.49
	{7}		John Deere Tractor \$8,600.00	1129-000			
	{5}		Moritz trailer \$2,250.00	1129-000			
	{21}		John deer quick hitch snow blower \$545.00	1229-000			
	{22}		Frontier blade \$240.00	1229-000			
			Auctioneer commissions on personal property -\$1,245.25	3610-000			
			Auctioneer expenses for personal property -\$995.26	3620-000			
07/31/23	101	Deere & Company d/b/a John Deere Financial	Acct *****9985 -- Kilmer bankruptcy 19-02790 -- pay off	4210-000		4,978.89	5,455.60
07/31/23		Metropolitan Commercial Bank	Bank and Technology Services Fees	2600-000		5.00	5,450.60
08/14/23		Lane Ryan Auctions LLC	Net proceeds from Auctioneer deposit		3,207.85		8,658.45
			Deposit for real estate sale \$20,000.00	1110-000			
		Lane Ryan Auctions LLC	Auctioneer's fees and costs -\$16,792.15	3610-000			
08/14/23		Martson Law Offices	Net proceeds from settlement company re real estate sale		71,745.82		80,404.27
	{1}		Sale of Real Property located at 112 Clover Lane, Port Royal, PA 17082 \$258,000.00	1110-000			
	{25}		School taxes 8/04/23 - 7/01/24 \$845.94	1224-000			
	{25}		County Taxes 8/04/23 - 1/01/24 \$170.17	1224-000			
			Deposit previously paid by buyer -\$20,000.00	1110-000			

Page Subtotals: \$85,398.16 \$4,993.89

Form 2
Cash Receipts And Disbursements Record

Exhibit 9

Page: 2

Case No.: 19-02790 **Trustee Name:** Kara K. Gendron (580180)
Case Name: Joseph Marlin Kilmer **Bank Name:** Metropolitan Commercial Bank
Taxpayer ID #: **-***2402 **Account #:** *****5415 Checking
For Period Ending: 03/27/2024 **Blanket Bond (per case limit):** \$5,519,765.00
Separate Bond (if applicable): N/A

1	2	3	4	5	6	7	
Trans. Date	Check or Ref. #	Paid To / Received From	Description of Transaction	Uniform Tran. Code	Deposit \$	Disbursement \$	Account Balance
			Title Charges - Title search and documentation fee -\$1,012.57	2500-000			
		Mr. Cooper	1st Mortgage payoff - Mr Cooper -\$166,257.72	4110-000			
08/23/23	{24}	Nationstar Mrtgage LLC d/b/a Mr. Cooper	Escrow surplus	1290-000	889.63		81,293.90
08/25/23	102	Joseph Marlin Kilmer	Debtor's exemption, less rent received	8100-002		23,750.00	57,543.90
08/31/23		Metropolitan Commercial Bank	Bank and Technology Services Fees	2600-000		77.18	57,466.72
09/29/23	103	Miller Dixon Drake, PC	Preparing and filing 2023 Form 1041	3410-000		850.00	56,616.72
10/31/23	104	Pa Dept. of Revenue Bureau of Imaging & Document Management	2023 PA-41 tax due	2820-000		32.00	56,584.72
01/10/24	105	Kara K. Gendron	Combined trustee compensation & expense dividend payments.			16,074.48	40,510.24
		Kara K. Gendron	Claims Distribution - Wed, 01-10-2024 \$15,641.23	2100-000			
		Kara K. Gendron	Claims Distribution - Wed, 01-10-2024 \$433.25	2200-000			
01/10/24	106	Kara Gendron	Distribution payment - Claim #	3110-000		2,652.50	37,857.74
01/10/24	107	JPMorgan Chase Bank, N.A.	Distribution payment - Claim # 1	7100-000		5,873.46	31,984.28
01/10/24	108	Portfolio Recovery Associates, LLC	Combined dividend payments for Claim #4, 5			2,662.65	29,321.63
		Portfolio Recovery Associates, LLC	Claims Distribution - Wed, 01-10-2024 \$1,392.50	7100-000			
		Portfolio Recovery Associates, LLC	Claims Distribution - Wed, 01-10-2024 \$1,270.15	7100-000			
01/10/24	109	TCF Bank	Distribution payment - Claim # 6	7100-000		22,251.76	7,069.87
01/10/24	110	1st Source Bank	Distribution payment - Claim # 7U	7100-000		7,069.87	0.00

COLUMN TOTALS	86,287.79	86,287.79	\$0.00
Less: Bank Transfers/CDs	0.00	0.00	
Subtotal	86,287.79	86,287.79	
Less: Payments to Debtors		23,750.00	
NET Receipts / Disbursements	\$86,287.79	\$62,537.79	

Form 2
Cash Receipts And Disbursements Record

Exhibit 9
Page: 3

Case No.: 19-02790
Case Name: Joseph Marlin Kilmer
Taxpayer ID #: **-**2402
For Period Ending: 03/27/2024

Trustee Name: Kara K. Gendron (580180)
Bank Name: Metropolitan Commercial Bank
Account #: *****5415 Checking
Blanket Bond (per case limit): \$5,519,765.00
Separate Bond (if applicable): N/A

TOTAL - ALL ACCOUNTS	NET DEPOSITS	NET DISBURSEMENTS	ACCOUNT BALANCES
*****5415 Checking	\$86,287.79	\$62,537.79	\$0.00
	\$86,287.79	\$62,537.79	\$0.00